

05-130 EBAY INC., ET AL. V. MERCEXCHANGE, L.L.C.

DECISION BELOW: 401 F.3d 1323 (Fed. Cir. 2005)

LOWER COURT CASE NUMBER: 03-1600 & 03-1616

QUESTION PRESENTED

Whether the Federal Circuit erred in setting forth a general rule in patent cases that a district court must, absent exceptional circumstances, issue a permanent injunction after a finding of infringement.

Cert. Granted 11/28/05